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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/542,139	04/04/2000	Satoru Yukie	50 P 3859.02	6059
36738	7590	07/13/2009	EXAMINER	
ROGITZ & ASSOCIATES 750 B STREET SUITE 3120 SAN DIEGO, CA 92101			POINVIL, FRANTZY	
ART UNIT	PAPER NUMBER			
		3696		
MAIL DATE	DELIVERY MODE			
07/13/2009	PAPER			

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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09542139	04/04/2000	YUKIE ET AL.	50 P 3859.02

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750 B STREET  
SUITE 3120  
SAN DIEGO, CA 92101

EXAMINER

Frantzy Poinvil

ART UNIT	PAPER
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3696                  20090710

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**Commissioner for Patents**

In regard to the Board of Patent Appeals and Interferences decision dated 2/27/2009, it appears that there is an error on page 6 under the section heading "CONCLUSION OF LAW". The status of claims 6, 7, 24 and 26 is incorrect or not clearly identified. The application has been returned to the BOARD to prepare an order vacating and correcting the decision.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Frantzy Poinvil whose telephone number is (571) 272-6797. The examiner can normally be reached on Monday-Thursday from 7:30AM to 5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thomas Dixon can be reached on (571) 272-6803. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/ Frantzy Poinvil /  
Primary Examiner  
Art Unit: 3696